SIKKIM

GOVERNMENT GAZETTE

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GOVERNMENT OF SIKKIM
HOME DEPARTMENT
GANGTOK

No.73/HOME/2005 **Dated: 1.12.2005**

NOTIFICATION

I. Whereas the Governor considers it necessary to review the constitutional status of castes and communities of Sikkim in Historical, Cultural-Ecological and Political-Economic context to make appropriate recommendations and whereas, the Governor also considers it necessary to review the policies, plans and programmes in respect of Scheduled Castes, Scheduled Tribes, Other Backward Classes and other socially as well as economically backward communities and also review measures for improvement of quality of life of all sections of people of Sikkim in the light of the Sikkim Human Development Report 2001.

II. Now, therefore, in exercise of the power conferred by Section 3 of The Commission of Inquiry Act, 1952 the Governor is hereby pleased to constitute a Commission for Review of Constitutional Status of Castes and Communities in Sikkim in Historical, Cultural-Ecological and Political-Economic context, to review the policies, plans and programmes in respect of Scheduled Castes, Scheduled Tribes, Other Backward Classes and other categories of population of the State and to review the Sikkim Human Development Report 2001 with a view to recommend measures for improvement of the quality of life of all section of the population of Sikkim with the Chairman and Members as follows:-

1.	Prof. B.K. Roy Burman	Chairman with status and facilities of that of a Cabinet Minister
2.	Shri Hishey Lachungpa, Minister, Social Justice, Empowerment and Welfare	Member

3.	Shri K.N. Rai, Minister, Rural Management Development	Member
4.	Shri D.T. Lepcha, Minister, PWD, Roads and Bridges	Member
5.	Shri Sanjay Upadhyaya, Environmentalist	Member with status and facilities of that of Minister of State
6.	Prof. A.K. Danda, former Director, Anthropology Society of India	Member with status and facilities of that of Minister of State
7.	One Principal Secretary/Secretary	Member and Secretary
8.	Deputy Resident Commissioner, Sikkim House, New Delhi	Private Secretary (The job of the Private Secretary is to act as a Courier between the State Government and Prof. Roy Burman)

III. The terms of reference of the Commission shall be as under: -

(1) Review of constitutional status of castes and communities in Sikkim in historical, cultural-ecological and political-economic context and make appropriate recommendations;

(2) Review of the policies, plans and programmes in respect of the Scheduled Castes, Scheduled Tribes, OBCs and other categories of populations keeping in view: -

(a) Articulation of the different sectors of the State economy in the progressively interlinked economy of South, South East, East and Central Asia;
(b) UN Declaration/World Declaration on Cultural Diversity 2001;
(c) UNESCO's Universal Declaration on Cultural Diversity 2001;
(d) Constructional provisions on Scheduled Castes, Scheduled Tribes and OBCs;
(e) National Agenda on poverty alleviation;
(f) National and international instruments on human rights, particularly gender rights and rights of children and elderly section of the population;
(g) Federal character of Indian State; and
(h) Any other relevant document.

(3) Review of the Sikkim Human Development Report 2001 and recommend measures for improvement of the quality of life of all sections of the population of Sikkim.

IV. Power of Commission- The Commission shall have the powers of a Civil Court, while trying a suit under the Code of Civil Procedure, 1908 (5 of 1908), in respect of the following matters, namely:

(a) summoning and enforcing the attendance of any person from any part of India and examining him/her on oath;
(b) requiring the discovery and production of any documents;
(c) receiving evidence on affidavits;

(d) requisitioning any public record or copy thereof from any Court or office;
(e) issuing commissions for the examination of witnesses or documents;
(f) any other matter which may be prescribed

V. With regard to the item III (1) as above, the Commission shall give its recommendations within a period of two months and with regard to the item on the terms of reference of the Commission at serial number III (2) and III (3), at the end of one year.

VI. The Commission will hold its office at New Delhi as well as at Gangtok as directed by the Chairman of the Commission from time to time. Principal Secretary/Secretary of the Commission shall be appointed separately by the State Government. Expenditure on monthly salary and on air travel, transport facility and board & lodging while on visit to Sikkim and back of the Chairman and Members with Minister of State status shall be borne by the State Government.

This Notification supercedes Notification No. 65/Home/2005 dated 05/11/2005.

G.K. SUBBA, IAS
CHIEF SECRETARY
FILE NO. GOS/HOME-II/2005/19